

CORRECTED FISCAL NOTE

SB 301 - HB 558

April 16, 2003

SUMMARY OF BILL: Removes the authority of the Tennessee Human Rights Commission to review Title VI complaints of discrimination involving state agencies and federal funding for applicability under Title VI of the Civil Rights Act of 1964.

Authorizes the Title VI Compliance Commission as the entity responsible for reviewing complaints under Title VI of the Civil Rights Act of 1964.

ESTIMATED FISCAL IMPACT:

On February 19, we issued a fiscal note indicating: *Other Fiscal Impact - A shift in state expenditures, estimated at less than \$50,000 from the Tennessee Human Rights Commission to the Title VI Compliance Commission.* This estimate assumed that any resources available to the Tennessee Human Rights Commission for the investigation of complaints would be transferred to the Title VI Compliance Commission.

Based on additional information provided by the Human Rights Commission and the Department of Personnel, the estimated fiscal impact of SB 301-HB 558 is as follows:

Increase State Expenditures - Not Significant

Estimate assumes:

- One position was transferred from the Office of Minority Business Affairs in the Department of Economic and Community Development to the Title VI Compliance Commission in 2002. The Title VI Compliance Commission is administratively attached to the Department of Personnel.
- The number of complaints processed by the Human Rights Commission for the past 5 years has averaged less than 7 a year.
- The Department of Personnel has indicated that existing resources of the Title VI Compliance Commission can process complaints involving Title VI.
- Resources previously allocated to the Human Rights Commission for Title VI activities are not being transferred.

For Information purposes, the Attorney General in opinion 00-107 has stated that the Tennessee Human Rights Commission does not have any authority to enforce Title VI of the 1964 Civil Rights Act and the Civil Rights Restoration Act of 1987.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director